

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... NOV 2 1977

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... NOV 2 1977

The applicant..... Cactus Pete's Inc.  
P.O. Box 228....., of..... Jackpot  
Street and No. or P.O. Box No. City or Town  
Nevada 89825....., hereby make<sup>s</sup> application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

June 1, 1956 - Nevada

1. The source of the proposed appropriation is..... an underground well  
Name of stream, lake or other source.

2. The amount of water applied for is..... 3.0 .....second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....acre-feet

3. The water to be used for..... Commercial, (air conditioning) and Domestic  
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: in the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of section 1.

T. 47N., R. 64E., MDB&M from which the South  $\frac{1}{4}$  corner of the said  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
section 1 bears S. 51° 14' E a distance of 1667 feet  
it should be stated.

6. Place of use..... SW $\frac{1}{4}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and NE $\frac{1}{4}$ SW $\frac{1}{4}$  of section 1, T. 47N., R. 64E.,  
Describe by legal subdivision, if on unsurveyed land it should be so stated.  
MDB&M.

7. Use will begin about..... January 1 ..... and end about..... December 31 ..... of each year.  
Day and Month Day and Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... drill well. install pump. build  
pumphouse. install piping to new and to existing Cactus Pete's  
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.  
Casino and Motel Complex

9. Estimated cost of works..... in excess of \$25,000
10. Estimated time required to construct works..... 1 year
11. Estimated time required to complete the application to beneficial use..... 3 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Cactus Pete's Inc. is in the process of constructing a new Casino and Motel and remodeling the existing facilities and will comingle this well with the waters from the wells numbered 8489, 8490, and 8491 and use the totals of these waters for the entire complex.

Applicant..... s/ Robert H. Babb  
AGENT FOR THE APPLICANT

By Robert H. Babb  
RR #1 Box 166-3  
Manhattan, Montana 59741

Compared..... lp/ga..... bl/jv

APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed.

The total duty of water under this permit and Permits 25429, 25430 and 25431 shall not exceed 10.0 million gallons annually.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 1.0..... cubic feet per second, but not to exceed..... 10.0 million gallons annually.

Actual construction work shall begin on or before..... May 30, 1979

Proof of commencement of work shall be filed before..... June 30, 1979

Work must be prosecuted with reasonable diligence and be completed on or before..... May 30, 1980

Proof of completion of work shall be filed before..... June 30, 1980

Application of water to beneficial use shall be made on or before..... May 30, 1982

Proof of the application of water to beneficial use shall be filed on or before..... June 30, 1982

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed..... MAR 14 1979

Completion of work filed..... MAR 14 1979

Proof of beneficial use filed.....

Cultural map filed.....

IN TESTIMONY WHEREOF, I..... ROLAND D. WESTERGARD  
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this..... 30th..... day of..... NOVEMBER.....

Certificate No..... Issued.....

Recorded..... Bk..... Page.....

A.D. 19..... 78.

BECAUSE OF FAILURE

State Engineer

APR 18 1979  
CANCELED - NOT RECORDED  
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT  
STATE ENGINEER